

UNITED STATES PATENT**Attorney Docket No. 16275.1**

COMBINED DECLARATION and POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

A HYBRID OPTICAL NETWORK AND A METHOD OF ROUTING DATA PACKETS IN A
HYBRID OPTICAL NETWORK

SPECIFICATION IDENTIFICATION

the specification of which is attached hereto unless the following box is checked:

- ☒ [X] the specification of which was filed on January 30, 2004, as United States Patent Application Serial No. or PCT International Application No. 10/597,560 and was amended on July 28, 2006.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35 U.S.C. § 119(a)-(d) or (f) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application(s) which designated at least one country other than the United States of America listed below and have also identified, by checking the box, any foreign application(s) for patent or inventor's certificate or any PCT international application(s) having a filing date before that of the application(s) on which priority is claimed.

Note: If this U.S. application is the national stage of a PCT International Application claiming priority to a

non-U.S. application, enter the non-U.S. priority details below, and make the priority claim.

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER § 119 or § 365	
EP	04090028.4	04-01-2004	<input checked="" type="checkbox"/> YES	NO <input type="checkbox"/>
			<input type="checkbox"/> YES	NO <input type="checkbox"/>
			<input type="checkbox"/> YES	NO <input type="checkbox"/>
			<input type="checkbox"/> YES	NO <input type="checkbox"/>

POWER OF ATTORNEY

I hereby appoint as my attorneys and/or patent agents all attorneys and/or patent agents listed under the following Customer Number, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

022913

U.S. PATENT & TRADEMARK OFFICE
CUSTOMER NUMBER

All correspondence and telephonic communications should be directed to:

R. BURNS ISRAELSEN

Registration No. 42,685

Telephone (801) 533-9800

Facsimile (801) 328-1707

bisraelson@wnlaw.com

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.

Full name of sole or first joint inventor

MartinMaier

(GIVEN NAME)

(MIDDLE INITIAL OR NAME - IF ANY)

FAMILY (OR LAST NAME)

Inventor's signature

M. MaierDate 07 September 2006 Country of Citizenship GermanyResidence BerlinGermany

(city)

(State or Country)

Mailing Address 1025, Sherbrooke-Est, Apt. 410, Montreal, Quebec, H2L 1L4, Canada